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Attorneys for Plaintiff
JOHN CAMPBELL

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOHN EARL CAMPBELL,

Plaintiff,

v.

NATIONAL RAILROAD PASSENGER
CORPORATION dba AMTRAK, JOE DEELY
and DOES 1 through 15 inclusive,

Defendants.

Case No. C05-05434 MJJ

**STIPULATION AND [PROPOSED]
ORDER RE DEPOSITIONS**

The parties, by and through their respective counsel, hereby stipulate to enlarge the time beyond the current non-expert discovery cut-off deadline of March 23, 2007, for Plaintiff to take the following depositions, already noticed by Plaintiff's counsel on February 23, 2007, due to the witnesses or counsel's unavailability prior to the non-expert discovery cut-off. Good cause exists for this Stipulation in that although four of the noticed depositions occurred during or before the week of March 5th, the remaining six depositions noticed by Plaintiff did not go forward as scheduled.

Therefore, defense counsel has proposed to extend the non-expert discovery cutoff as to those witnesses whose depositions were noticed by Plaintiff on February 23rd and have not yet been taken to mutually agreeable dates. Defense counsel continues to work diligently to produce the witnesses for their depositions. In lieu of Plaintiff filing a motion to compel the depositions to

1 preserve his right to take the depositions, counsel have agreed that Defendants will produce these
 2 witnesses on the following schedule. As to the depositions of Clark, Sheridan, and Folliss,
 3 Defendants only stipulate to the depositions being taken no later than April 27, 2007, with the
 4 proviso that if the depositions are not able to be taken prior that time due to defense counsel's
 5 unavailability, additional time will be provided. The parties request the entry of a Court order
 6 confirming these dates:

- | | | | |
|----|----|------------------------|--|
| 7 | 1) | Susan Venturelli | March 23, 2007 at 10:00 a.m. |
| 8 | 2) | Richard Gaylin Barrows | March 26, 2007 at 10:00 a.m. |
| 9 | 3) | Steve Shelton | April 4, 2007 at 10:00 a.m. |
| 10 | 4) | Ray Clark | TBD (to be taken in Modesto, California prior to April 27, |
| 11 | | | 2007) |
| 12 | 5) | Thomas Sheridan | TBD (to be taken in Portland, Oregon prior to April 27, |
| 13 | | | 2007) |
| 14 | 6) | Larry Folliss | TBD (to be taken in Bakersfield, California prior to April |
| 15 | | | 27, 2007) |
| 16 | | | |

17 The parties further stipulate and agree that Plaintiff's written discovery responses due on
 18 March 23, 2007 may be served no later than April 6, 2007, and that Defendants time to file a
 19 motion to compel further responses may be considered timely filed within two weeks after that
 20 date; i.e., no later than April 20, 2007.

21 Respectfully submitted,

22 Dated: March ____, 2006


PRICE AND ASSOCIATES

24 By: _____
 25 PAMELA Y. PRICE
 26 Attorneys for Plaintiff
 27 JOHN EARL CAMPBELL
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2 Dated: March 20, 2006

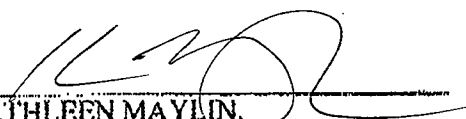
Respectfully submitted,

PRICE AND ASSOCIATES

3
4 By: 
PAMELA Y. PRICE
Attorneys for Plaintiff
JOHN EARL CAMPBELL

5
6
7 Date: March 20, 2006

JACKSON LEWIS LLP

8
9 By: 
KATHLEEN MAYLIN,
Attorneys for Defendants
NATIONAL RAILROAD PASSENGER
CORPORATION dba AMTRAK and JOE
DEELY

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11
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14 ORDER

15 Pursuant to the foregoing Stipulation of the parties, and good cause appearing therefore, IT IS SO
16 ORDERED.

17
18 Dated:

HON. MARTIN J. JENKINS
UNITED STATES DISTRICT COURT